

**County Criminal Justice Collaborating Council
Executive Committee
Minutes of July 11, 2011**

Davis called the meeting to order at 8:32 a.m.

Committee Members Present: Judge Mac Davis, Dan Vrakas, Jim Dwyer, Peter Schuler, Sam Benedict, Brad Schimel.

Also Present: Mike Giese, Rebecca Luczaj, Rob Henken, Vanessa Allen, Sarah Spaeth, Clara Daniels, Karen Phillips.

Approve Minutes from June 13, 2011 Meeting

The minutes of June 13, 2011 were approved by unanimous consent.

Follow-Up on CJCC Strategic Planning

Henken distributed a revised copy of the handout from the Public Policy Forum (PPF) titled *Waukesha County's Criminal Justice Collaborating Council's Strategic Planning Session, June 2011*, which incorporated the changes requested at the last Executive Committee meeting. Henken suggested the *Two-Year Objectives* section of the report as the focus of review and discussion today, including the role of the PPF in helping achieve these objectives.

- Objective 1: The PPF would be willing to assist the CJCC in identifying potential national and local foundation funding availability. Henken advised that national foundations may not make funding available to small, local initiatives. However, with the proven successes of Waukesha's CJCC programming, there may be some funding opportunities to be found through creative searching. Henken cautioned that garnering national funding may not be realistic, although it would be worthwhile to pursue funding from local foundations.

Davis questioned whether the PPF's assistance in this capacity would be included within the current contract between the CJCC and the PPF. Henken stated it would be within the contract; however, if the assistance extended toward actual grant writing, that would require further discussion/consideration. Davis asked what portion of the CJCC/PPF contract hours have been used up. Allen did not have the exact number, but assured there are plenty of hours left in the contract. Davis stated the CJCC needs to prioritize its objectives before deciding how and when to utilize the PPF's assistance for one or more additional projects.

- Objective 2: Issues with the collection of CJCC programs performance data and reporting were identified in the previous strategic plan as well as this one. Luczaj indicated she spoke with Diane Kelsner to discuss the issues encountered by the Data Workgroup. They will compile a summary report, to include what went on during the workgroup meetings and the roadblocks presented, showing the shortcomings of the status of data collection. The report will be presented at the Executive Committee meeting in August. Luczaj noted other CJCCs statewide are facing the same data issues. It is possible that the State Courts Office may take on a project to centralize the data of CJCCs throughout the State in order to create some best practices and help with data collection and reporting.

The Data collection/reporting issue will continue to be agendaized for further discussion. Henken noted the PPF could offer guidance/assistance, depending on the direction the CJCC wishes to take. PPF could potentially research whether there are any national best practices for data collection.

Schuler suggested partnering with the UWM Criminal Justice Department of the School of Social Welfare or other educational institutions for research assistance. Luczaj stated she has been in contact with her former professors at UWM about providing research assistance and will update the Committee at next month's meeting.

- Objective 3: Part of this objective includes a suggestion that the CJCC bylaws be reviewed to ensure that the language for council membership/leadership provides for continuity. Davis suggested the bylaws be reviewed at the first Executive Committee meeting of each calendar year.
- Objective 4: Davis and Luczaj will meet to discuss the formation of a technical committee, including membership and mission, to oversee the efforts to move forward with the expansion of the Day Report Center. They will report back to the Executive Committee with their ideas.
- Objective 5: Luczaj stated that there are no updates on the grant application submitted to acquire funding for the creation of a Drug Treatment Court. She does not anticipate hearing any news on the status of the application until September. If funding is received, the program would begin October 1, 2011 with a four-month planning phase as part of the implementation process.

An update of the strategic planning session will be agendaized for the next CJCC meeting. Henken and Allen have agreed to attend and give a presentation similar to that of today. Davis requested the last strategic plan be made available for comparison and review.

Dwyer thanked Allen and Henken for facilitating the very productive strategic planning session.

Discuss & Consider 2012 CJCC Budget Recommendations

Luczaj distributed and reviewed a handout titled *2012 CJCC Program Budget Recommendations*. In previous years the County Executive gave the CJCC a specific budget target; however, for 2012 the CJCC was included in the full HHS departmental budget. HHS fiscal management staff has determined that non-residential programs, which includes all CJCC programs, would receive a 1% cost-to-continue increase for 2012; residential programs would receive a 2% increase. With a 1% increase, the proposed overall cost to continue increase for CJCC programs in 2012 is \$17,987.

Davis asked whether WCS would be able to continue services at the same level with only a 1% cost to continue increase, or would services be cut. Luczaj stated Sara Carpenter of WCS had indicated they intended to ask for a 2% cost to continue increase from the County. The impact on services provided is not yet known. Waukesha County's contribution to the Intoxicated Driver Program may decrease due to an increase in funding received from WisDOT and would be reflected in WCS's revised budget projection. Luczaj will continue discussion with WCS and keep the committee informed of any updates. Fee increases for Day Report Center participants would be further explored and considered as a way to cover costs of further program expansion. Dwyer advised it would be better not to base an increase to a service provider based on customer contributions/revenues.

Luczaj distributed and reviewed a handout titled *2012 CJCC Proposed Budget*. The total estimated budget expenditure for 2012 is \$1,591,092, which includes the ATC grant funding. The proposed budget and program recommendations will be presented for review as follows:

- Programs and Alternatives Committee – July 13th
- CJCC – July 27th
- HHS Board – July 28th

Dwyer questioned the reasoning of including the CJCC in the HHS budget for 2012. He noted that when the CJCC had had their own budget target, there was flexibility to focus on specific needs. Vrakas stated

he would take a closer look at it. Daniels provided the reasoning of the decision from the perspective of DOA (Department of Administration), explaining that the plan was to have HHS set funding priorities within their own department, including CJCC, ADRC and Veteran's. Dwyer pointed out that the County Board, by means of an ordinance, made the ADRC and Veteran's Services a part of the Department of HHS; the CJCC was placed under HHS for oversight only, not for fiscal reasons. Further discussion ensued on the issue.

MOTION: Dwyer moved, second by Benedict, to move forward the proposed CJCC 2012 budget with potential modifications as discussed. Motion carried by unanimous consent.

Update on Alcohol Treatment Court Program

Luczaj reported that ATC enrollments are down, mainly because of the co-enrolled probation clients. Because third time offenders are now eligible for probation due to new OWI laws, there is a duplication of services between ATC and probation requirements which is negatively affecting enrollments for both third and fourth time offenders. Feedback from clients indicates frustration, intentions to drop out of the ATC program or forego enrollment altogether.

Currently the ATC participants must report to WCS for supervision as well as report to DOC/probation. ATC participants are required to be on SCRAM as part of the program – thirds for 30 days and fourths for 90 days. Once the clients have successfully completed the 30 days on SCRAM and promoted to phase 2 of ATC, DOC places them on the TAD bracelet for another 60 days. The clients are viewing this as a sanction for non-compliant behavior, when in fact it is just part of DOC's supervision guidelines for second and third OWI offenders under Act 100. Impacts on programs such as ATC, which provide intensive supervision, were not taken into consideration by DOC when they developed the supervision guidelines. Clients feel this is an added burden and consequently enrollment in ATC has been negatively affected.

Luczaj stated that she, Judge Kieffer, Judge Domina, Avery Gould and Sara Carpenter participated in the conference call on June 27th with Jule Cavanaugh and Barb Hanson of DOC to discuss the issue. Kieffer explained what is happening and the effects on ATC enrollment. He stated it would be preferable if DOC would waive supervision requirements while individuals are enrolled in ATC. Cavanaugh and Hanson agreed to talk to their superiors. Luczaj stated they are still awaiting a response from DOC.

Luczaj further explained that, consequently, the ATC grant is being affected because minimum enrollment requirements are not being met. Enrollment of fourths should be at 25; it is currently only 16. There are 50 thirds in the program, down from about 60. Luczaj has advised the ATC federal grant monitor of why enrollments are down and what is going on with DOC. A corrective action plan might be put in place by the federal grant monitor to address the issue. Luczaj will keep the Committee apprised of any new developments.

Vrakas suggested finding out whether DOC would be willing to contract with the County to provide monitoring services.

Review & Discuss Agenda Items for 7/27 CJCC Meeting

- Follow-up on CJCC Strategic Planning
- 2012 CJCC Budget Recommendations
- Presentation by Judge Foster and Shelly Cern on the work of the State Courts Office in developing a strategic plan for the Supreme Court
- Update on Drug Court Application
- Update on ATC Enrollments

The meeting adjourned at 9:58 a.m.